

BEFORE THE POLICE BOARD OF THE CITY OF CHICAGO

IN THE MATTER OF CHARGES FILED AGAINST)	
POLICE OFFICER PATRICK CAIN,)	No. 20 PB 2969
STAR No. 3620, DEPARTMENT OF POLICE,)	
CITY OF CHICAGO,)	
)	(CR Nos. 1084856
)	and 1091676)
RESPONDENT.)	

ORDER

On February 25, 2020, the Superintendent of Police filed with the Police Board of the City of Chicago charges against Police Officer Patrick Cain, Star No. 3620 (hereinafter referred to as “Respondent”), recommending that the Respondent be discharged from the Chicago Police Department for violating several Rules of Conduct (a redacted copy of the charges is attached as Exhibit A).

On July 7, 2020, the Superintendent moved to withdraw the charges against the Respondent without prejudice because the Respondent resigned from the Chicago Police Department. The Police Board has considered the Superintendent’s motion.

IT IS HEREBY ORDERED that the Superintendent’s motion is **granted**, and the proceedings before the Police Board are terminated.

This Order is adopted and entered by a majority of the members of the Police Board: Ghian Foreman, Paula Wolff, Matthew C. Crowl, Michael Eaddy, Steve Flores, Jorge Montes, John P. O’Malley Jr., Rhoda D. Sweeney, and Andrea L. Zopp.

DATED AT CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, THIS 16th DAY OF JULY, 2020.

Police Board Case No. 20 PB 2969
Police Officer Patrick Cain
Order

Attested by:

/s/ GHIAN FOREMAN
President

/s/ MAX A. CAPRONI
Executive Director

Exhibit A

Charges

Attached are the charges filed with the Police Board by the Superintendent of Police. The public is reminded that the filing of charges is not evidence of guilt. The accused officer is presumed innocent and is entitled to a fair hearing at which the Superintendent has the burden of proving guilt by a preponderance of the evidence. In this case, the accused officer resigned from the Chicago Police Department prior to a hearing on the charges.

CHARGES AGAINST POLICE OFFICER PATRICK CAIN

Police Officer Patrick Cain, Star Number 3620, is charged with violating the following rules contained in Article V of the Rules and Regulations of the Chicago Police Department, which were in full force and effect on the dates of the alleged violations:

- Rule 1: Violation of any law or ordinance.
- Rule 2: Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department.
- Rule 3: Any failure to promote the Department's efforts to implement its policy or accomplish its goals.
- Rule 4: Any conduct or action taken to use the official position for personal gain or influence.
- Rule 6: Disobedience of an order or directive, whether written or oral.
- Rule 8: Disrespect to or maltreatment of any person, while on or off duty.
- Rule 9: Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
- Rule 10: Inattention to duty.
- Rule 30: Leaving duty assignment without being properly relieved or without proper authorization.

SPECIFICATIONS

1. On or about April 15, 2017, Police Officer Cain used a department computer to conduct one or more inquiries in LEADS ("Law Enforcement Agencies Data System") on an Illinois license plate number belonging to Police Officer [REDACTED], the boyfriend of his ex-girlfriend, Sergeant [REDACTED]. Officer Cain performed the LEADS inquiry for personal purposes and/or without an official police purpose, thereby engaged in,
 - a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2,
 - b. Any failure to promote the Department's efforts to implement its policy or accomplish its goals in violation of Rule 3,

- c. Any conduct or action taken to use the official position for personal gain or influence in violation of Rule 4, and/or
 - d. Disobedience of an order or directive, whether written or oral (General Order 09-01-01, VI. A. 2., Access to Computerized Data, Dissemination and Retention of Computer Data), in violation of Rule 6.
2. On or about April 16, 2017, while on duty, Police Officer Cain obtained permission from Sergeant Kenneth Raczka to go to his residence for a uniform adjustment, but instead went to the residence of his former girlfriend, Sergeant [REDACTED]. Officer Cain did not properly inform the dispatcher he was going on a uniform adjustment to his residence and/or he did not inform the dispatcher or his supervisors of the change in location, thereby engaging in,
- a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2,
 - b. Any failure to promote the Department's efforts to implement its policy or accomplish its goals in violation of Rule 3,
 - c. Disobedience of an order or directive, whether written or oral (General Order 03-01-01, II. H., Radio Communications), in violation of Rule 6,
 - d. Inattention to duty, in violation of Rule 10, and/or
 - e. Leaving duty assignment without being properly relieved or without proper authorization, in violation of Rule 30.
3. On or about April 16, 2017, at approximately 700 hours, while on duty and in uniform, Police Officer Cain drove a Chicago Police Department vehicle to the residence of his former girlfriend, Sergeant [REDACTED], entered the residence uninvited and/or confronted her boyfriend, Officer [REDACTED], including with personal questions about Officer [REDACTED]'s residence, car and/or relationship with Sergeant [REDACTED]. Officer Cain's actions caused Sergeant [REDACTED] distress and/or concern. Officer Cain thereby engaged in,
- a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2,
 - b. Any failure to promote the Department's efforts to implement its policy or accomplish its goals in violation of Rule 3,
 - c. Inattention to duty, in violation of Rule 10, and/or,
 - d. Leaving duty assignment without being properly relieved or without proper authorization, in violation of Rule 30.

4. On or about May 16, 17, 24 and/or 29, 2017, or during one or more times therein, while on duty, but with no police purpose, Police Officer Cain drove a Chicago Police Department vehicle past the residence of his former girlfriend, Sergeant [REDACTED], thereby engaging in,
 - a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2,
 - b. Any failure to promote the Department's efforts to implement its policy or accomplish its goals in violation of Rule 3,
 - c. Inattention to duty, in violation of Rule 10, and/or,
 - d. Leaving duty assignment without being properly relieved or without proper authorization, in violation of Rule 30.

5. On or about May 16, 17, 24 and/or 29, 2017, or during one or more times therein, while on duty, but with no police purpose, Police Officer Cain drove a Chicago Police Department vehicle past the residence of Officer [REDACTED], the boyfriend of his former girlfriend, Sergeant [REDACTED], thereby engaging in,
 - a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2,
 - b. Any failure to promote the Department's efforts to implement its policy or accomplish its goals in violation of Rule 3,
 - c. Inattention to duty, in violation of Rule 10, and/or,
 - d. Leaving duty assignment without being properly relieved or without proper authorization, in violation of Rule 30.

6. On or about August 9, 2017, at approximately 600 hours, Police Officer Cain, with no police or other legitimate purpose, drove his personal vehicle into the parking lot of the 20th District Police Station, which is where his former girlfriend Sergeant [REDACTED] is assigned, although he was no longer assigned to that district, thereby engaging in,
 - a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2, and/or
 - b. Any failure to promote the Department's efforts to implement its policy or accomplish its goals in violation of Rule 3.

7. On or about August 11, 2017, at approximately 2240 hours, Police Officer Cain, with no legitimate purpose, slowly drove a minivan with the logo "Cain's Plumbing" past the residence of his former girlfriend, Sergeant [REDACTED], thereby engaging in,
 - a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2, and/or
 - b. Any failure to promote the Department's efforts to implement its policy or accomplish its goals in violation of Rule 3.
8. On or about August 12, 2017, at approximately 2220 hours, Police Officer Cain, with no legitimate purpose, drove his personal vehicle past the residence of his former girlfriend, Sergeant [REDACTED], thereby engaging in,
 - c. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2, and/or
 - d. Any failure to promote the Department's efforts to implement its policy or accomplish its goals in violation of Rule 3.
9. On or about April 16, May 16, May 17, May 24, May 29, August 11 and/or August 12, 2017, or on at least two separate occasions during this time, Police Officer Cain knowingly and without lawful justification, followed Sergeant [REDACTED] or placed her under surveillance or any combination thereof and put her in reasonable apprehension of immediate or future bodily harm, sexual assault, confinement or restraint to her or her minor children, thereby engaging in,
 - a. Violation of any law or ordinance (720 ILCS 5/12-7.3(a-3) (2) *Stalking*) in violation of Rule 1,
 - b. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2, and/or
 - c. Any failure to promote the Department's efforts to implement its policy or accomplish its goals in violation of Rule 3.
10. Based on counts 1 through 9, from on or about April 15 through at least August 12, 2017, or for some period of time therein, Officer Cain engaged in a course of conduct which caused Sergeant [REDACTED] to be concerned for the safety of herself, her two minor children and/or Officer [REDACTED], thereby engaging in,

- a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2, and/or
 - b. Any failure to promote the Department's efforts to implement its policy or accomplish its goals in violation of Rule 3.
11. On or about June 13, 2018, Police Officer Cain called his ex-wife and the mother of his three children, [REDACTED] via text using their thirteen-year-old son's mobile phone to send the message, or stated words to that effect, thereby engaging in,
 - a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2,
 - b. Disrespect to or maltreatment of any person, while on or off duty, in violation of Rule 8, and/or
 - c. Any unjustified verbal or physical altercation with any person, while on or off duty, in violation of Rule 9.
12. On or about October 19, 2018, Police Officer Cain sent a text message(s) to his nineteen-year-old son containing lewd and disparaging remarks about Officer Cain's ex-wife (his son's mother), her husband, her father (his son's grandfather) and/or Officer Cain's thirteen-year-old son, thereby engaging in,
 - a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2,
 - b. Disrespect to or maltreatment of any person, while on or off duty.in violation of Rule 8, and/or
 - c. Any unjustified verbal or physical altercation with any person, while on or off duty, in violation of Rule 9.
13. On or about October 26, 2018, Police Officer Cain told his thirteen-year-old son to tell his ex-wife (his son's mother) to [REDACTED] and/or their thirteen-year-old son texted his mother, [REDACTED] Officer Cain thereby engaged in,
 - a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2,
 - b. Disrespect to or maltreatment of any person, while on or off duty.in violation of Rule 8, and/or
 - c. Any unjustified verbal or physical altercation with any person, while on or off duty, in violation of Rule 9.

14. On or about November 2, 2018, Police Officer Cain texted the following to his ex-wife using his thirteen-year-old's cell phone to send the message: [REDACTED] and/or

[REDACTED]

[REDACTED] thereby engaging in,

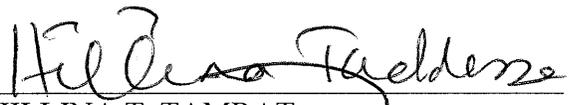
- a. Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department in violation of Rule 2,
- b. Disrespect to or maltreatment of any person, while on or off duty in violation of Rule 8, and/or
- c. Any unjustified verbal or physical altercation with any person, while on or off duty, in violation of Rule 9.

Based on the foregoing charges and specifications, the Superintendent recommends that Officer Patrick Cain, Star Number 3620, be separated from the Chicago Police Department.



CHARLIE BECK
Interim Superintendent of Police

APPROVED AS TO FORM



HILLINA T. TAMRAT
Senior Counsel

P.B. CASE # FILED
20-2969 FEB 25 2020
CHICAGO POLICE BOARD